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presumption of guilt. Why is it that I'm the one who am concerned about this and nobody else is? I hope that "Parson" Kruse is here this morning because I'm going to need some spiritual help from him in terms of opening the minds of my brothers and sisters on the floor of the Legislature. The key element of the bill is unconstitutional. What is it that the constitution allows a police officer to do if he or she thinks a crime has been committed? The officer is allowed to make an arrest. But that arrest must be preceded by some underlying facts. The first is that a crime has to have been committed. The second is that there must be probable cause that the person to be arrested committed it. Probable cause is not a presumption of guilt. It simply authorizes an officer to make an arrest without violating the constitutional guarantee against illegal arrests. This bill turns all that on its head because people are so eager to heap punishment on top of punishment on young people. We will violate the constitution. And the people pushing this bill are giving the impression that they're so concerned about young people consuming alcohol or handling alcohol or being in a place where alcohol is consumed other than at home or at church, but they don't care about violating the constitution. I ought to just let this piece of trash legislation go and it will be struck down, but I do still feel an obligation and a responsibility. I'd like to ask Senator Quandahl a question or two if he is in the Chamber and will answer.

PRESIDENT MAURSTAD: Senator Quandahl, would you respond to a question?

SENATOR CHAMBERS: Senator Quandahl, I'm not going to engage you in a back and forth on these constitutional issues because I will carry that burden myself. Under this bill, if a minor is convicted of a violation of 53-180.02, which is the one that talks about this presumption and other things, that minor is guilty of a Class III misdemeanor. Do you agree?

SENATOR QUANDAH: That would be correct, yes.

SENATOR CHAMBERS: And if that minor is convicted of that, the minor's license, in the first instance, the license to drive